

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

MARK C. BROWN,

Plaintiff,

-VS-

CIVIL NO. 12-14506

Judge Robert H. Cleland

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

**STIPULATION FOR AWARD OF ATTORNEY FEES UNDER
THE EQUAL ACCESS TO JUSTICE ACT, 28 U.S.C. § 2412**

Plaintiff and Defendant, by their respective counsel, stipulate to an award to Plaintiff of attorney fees and expenses in the amount of \$6,000 in full satisfaction and settlement of any and all claims Plaintiff may have under the Equal Access to Justice Act in the above case. The award of attorney fees will satisfy all of Plaintiff's claims for fees, costs, and expenses under 28 U.S.C. § 2412 in this case. Plaintiff and Defendant move that the Court award Plaintiff EAJA fees and expenses in the amount of \$6,000.

Any fees paid belong to Plaintiff and not his attorney and can be offset to satisfy pre-existing debt that the litigant owes the United States under *Astrue v. Ratliff*, 130 S. Ct. 2521 (June 14, 2010). After the court enters this award, if

counsel for the parties can verify that Plaintiff owes no pre-existing debt subject to offset, the Defendant agrees to direct that the award be made payable to Plaintiff's attorney pursuant to Plaintiff's signed statement assigning any EAJA fees to his attorney.

Respectfully submitted,

BARBARA L. McQUADE
United States Attorney

s/Kiel J. Roeschke¹
Kiel J. Roeschke
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DATED: January 22, 2014

¹Signed for with consent obtained by Special Assistant United States Attorney Russell J. Cohen, from Kiel Roeschke via email on January 22, 2014.

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ORDER

This matter comes before the Court on the parties' Stipulation for Award of Attorney Fees Under the EAJA.

And the Court, having read the Stipulation and being duly advised, hereby orders that: Plaintiff be awarded:

\$6,000 for attorney fees and expenses under 28 U.S.C. § 2412(d), and

\$0 for costs under 28 U.S.C. § 2412(a).

This award will satisfy all Plaintiff's claims for fees, expenses, and costs under 28 U.S.C. § 2412.

s/Robert H. Cleland
Robert H. Cleland
United States District Judge

DATED: January 23, 2014